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#9

Fax

To:	Mr. Mike Neas	From:	Andrew D. Meikle
Fax:	(703) 305-2919	Date:	June 24, 2002
Phone:		Pages:	7 (including cover sheet)
Your Ref.:		Our Ref.:	3893-0112P
Re:	Application No. 09/787,548	CC:	

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

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Comments:

Thank you for your assistance in this matter.

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JUN 24 2002

PCT SPECIAL
PROGRAMS OFFICE

PATENT
3893-0112P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: GRUE-SORENSEN et al. Conf.: 2538
Appl. No.: 09/787,548 Group: Unassigned
Filed: May 29, 2001 Examiner: Unassigned
For: THERAPEUTIC USE OF VITAMIN D ANALOGUES

Letter

Assistant Commissioner for Patents
Washington, DC 20231

June 24, 2002

Sir:

Please find transmitted herewith a true copy of the Declaration as filed along with a date-stamped receipt as evidence of the filing of the Declaration on May 29, 2001.

Should any questions arise regarding these issues, the Examiner is invited to call the Applicant's representative, Andrew D. Meikle, in the Washington metropolitan area at the telephone number listed below.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Andrew D. Meikle, #32,868

ADM/csm
3893-0112P

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RECEIPT FROM PTO FOR INDICATED ITEMS

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Use 2 postcards for all New Applns. (cont/Div/CIP, too)
Use this sheet when filing CPA

Appln. No: 09/787,548	Atty: Paul N. Kokulis
First Inventor: GRUE-SORENSEN	Date: May 29, 2001
	Matter No: 277978
	Client No: 41632

ENCLOSED:

☐ Response/Amendment ☐ Appendix ☐ Cover Sheet ☐ Cited/Listed Documents

☒ Completion Request for R 53(f)/PCT Nat.

No. of Pages Abstract

No. of Pages Spec and Claims

No. of Numbered Claims Only

No. of Sheets of Drawings (Figs)

☐ 1 Set Formal ☐ 1 Set Informal ☐ Cover Letter

☒ Declaration # of pages

☒ Assignment ☒ Cover Sheet

☐ Small Entity Declaration

☐ Extension Petition (PAT-111)

No. of Priority Documents

☐ IDS Letter ☐ Cited Appln(s) ☐ Foreign Sch Rep/OA

☐ PTO-1449 ☐ Cited Documents

☐ Issue Fee Transmittal Form PTOL-85(b) + (c)

\$ Fee (Check)

OTHER:

Current DUE DATE:

(Submit Single Copy Only)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMPLETION OF FILING NATIONAL PHASE OF PCT APPLICATION

UNDER RULE 35 USC 371 AND 37 CFR 1.494(C) OR 1.495(C)

BOX PCT

COMPLETION
For PCT Cases Only

In re PATENT APPLICATION of

Inventor(s): GRUE-SORENSEN ET AL

Appln. No.: 09 787,548Series Code \uparrow Serial No. \uparrow

Atty. Dkt.

P

277978

M#

591

Client Ref

National Phase Field

Based on PCT DK01 00069 \uparrow Country Code & Year

Title: THERAPEUTIC USE OF VITAMIN D ANALOGUES

Date: May 29, 2001

Attn: Application Division

FILING OF ITEM(S) LATE IN PCT/USA NATIONAL CASE

Asst. Commissioner of Patents

Washington, DC 20231

Sir:

The following completes the filing of the subject application under Rule 494(c)/495(c). Please accept the following attached items:

1. Missing Requirements Notice (PCT/DO/EO/905) ☒ copy attached ☐ not yet received
2. ☒ **Signed Declaration** ☒ Original ☐ Facsimile/Copy ☐ with spec/claims attached
3. ☐ **Translation** of the International Application into English including:
 - a. ☐ Request;
 - b. ☐ Abstract
 - c. pgs. Spec. and Claims;
 - d. ☐ Translation verification
 - e. sheets Drawing which are: ☐ informal ☐ formal of size ☐ A4 ☐ 11"
4. ☐ Copy of **International Search Report (ISR)** attached (page(s))
 - a. ☐ plus Annex of family members (page(s))
5. **Information Disclosure Statement** including
 - a. ☐ From PTO-1449 listing documents
 - b. ☐ Copies of document(s) listed on Form PTO-1449
 - c. ☐ A concise explanation of ISR references is given in the ISR
6. ☒ **Assignment** and cover sheet. Please return the recorded assignment to the undersigned.
7. ☐ Copy of Power to international application agent.
8. (No.) Small Entity Statement(s) establishing "small entity" status under Rules 9 & 27.
9. ☐ Formal Drawings: sheet(s) ☐ informal; ☐ formal of size: ☐ A4 ☐ 11"
10. ☒ Please immediately start national examination procedures (35 USC 371(f))

11. ☐ Attached:
12. ☐ Preliminary Amendment:
13. ☒ Basic U.S. National fee per Rule 492(a)(1)-(4) was previously timely filed.:
14. **Calculation of remaining fees due (if any):** based on amended claim(s) per above item
☐ 12 (above) or item(s) in PAT-112 (filed previously) ☐ 12 ☐ 14 ☐ 17 ☐ 25
15. **CLAIMS FEES** ☐ previously paid ☒ paid herewith as follows:
- 15A. Small Entity Statement ☐ Herewith ☐ Previously Filed

				Large/Small Entity		Fee Code
16. Total Effective Claims	32	minus 20 =	12	x \$18/\$9	+216	966/967
17. Independent Claims	10	minus 3 =	7	x \$80/\$40	+560	964/965
18. If any proper multiple dependent claim (ignore improper) is present,				\$270/\$135	+270	968/969
19. Filing Declaration late, fee paid <input type="checkbox"/> previously <input checked="" type="checkbox"/> now				\$130/\$65	+130	154/254
20. SUBTOTAL					\$1176	
21. Original due date: July 31, 2001						
22. Petition is hereby made to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached				(1 mo) \$110/\$55 =	+0	115/215
				(2mos) \$390/\$195 =		116/216
				(3mos) \$890/\$445 =		117/217
				(4mos) \$1390/\$695 =		118/218
23. If "non-English" box 3 is X'd, add Rule 17(k) processing fee				\$130	+0	156
24. If "assignment" box 6 is X'd, add recording fee				\$40	+40	581
25. TOTAL FEE ENCLOSED =					\$1216	

(Our Deposit Account No. 03-3975)

(Our Order No. 41632 277978

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP
Intellectual Property Group

1100 New York Avenue, NW
 Ninth Floor
 Washington, DC 20005-3918
 Tel: (202) 861-3000
 PNK/MAH

By Atty: Paul N. KokulisReg. No. 16773

Sig: _____

Fax: (202) 822-0944

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NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments